

CLEAN WATER ACT2-105. Transfer Funds Between State Revolving Fund Tribal Set-Aside Programs

1. **AUTHORITY.** Pursuant to Public Law 112-74, to approve the transfer of funds between the accounts provided for tribal set-asides appropriated through the Clean Water State Revolving Fund and the Drinking Water State Revolving Fund.
2. **TO WHOM DELEGATED.** Director, Water Division.
3. **LIMITATIONS.** In a fiscal year, the Director, WD may:
 - a. Transfer a dollar value of up to 33 percent of the funds provided for the Region's Drinking Water Indian Set-Aside account to the Region's Clean Water Indian Set-Aside account.
 - b. Transfer a dollar amount up to the dollar amount identified in paragraph 3.a. of funds provided for the Region's Clean Water Indian Set-Aside account to the Region's Drinking Water Indian Set-Aside account.
 - c. Starting in FY13, for the first transfer within the region, the Director, WD must obtain concurrence of the assistant administrator for the Office of Water or designee, and thereafter must consult with the AA for OW or designee when exercising this authority.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may not be redelegated.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
 - a. Section 518(c) of the Clean Water Act.
 - b. Section 1452(i) of the Safe Drinking Water Act.

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- c. Additional guidance may be issued by the Office of Wastewater Management or the Office of Groundwater and Drinking Water.



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Date